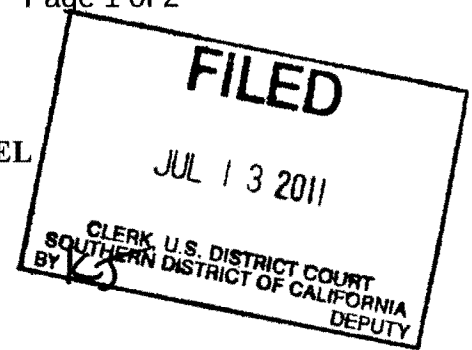


UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

IN RE: HYDROXYCUT MARKETING AND  
SALES PRACTICES LITIGATION



MDL No. 2087

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-35)

On October 6, 2009, the Panel transferred 13 civil action(s) to the United States District Court for the Southern District of California for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 655 F.Supp.2d 1357 (J.P.M.L. 2009). Since that time, 82 additional action(s) have been transferred to the Southern District of California. With the consent of that court, all such actions have been assigned to the Honorable Barry Ted Moskowitz.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of California and assigned to Judge Moskowitz.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Southern District of California for the reasons stated in the order of October 6, 2009, and, with the consent of that court, assigned to the Honorable Barry Ted Moskowitz.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of California. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

Jul 13, 2011

CLERK'S OFFICE  
UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "Jeffery N. Lüthi", written over a horizontal line.

Jeffery N. Lüthi  
Clerk of the Panel

I hereby attest and certify on Jul 13, 2011 that the foregoing  
document is a full, true and correct copy of the original on file  
in my office and in my legal custody.

Clerk, U.S. District Court  
Southern District of California

By: s/ K. Johnson  
Deputy



**IN RE: HYDROXYCUT MARKETING AND  
SALES PRACTICES LITIGATION**

MDL No. 2087

**SCHEDULE CTO-35 – TAG-ALONG ACTIONS**

<b><u>DIST</u></b>	<b><u>DIV.</u></b>	<b><u>C.A.NO.</u></b>	<b><u>CASE CAPTION</u></b>
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CALIFORNIA NORTHERN

CAN	3	11-03144	Stammer v. Iovate Health Sciences U.S.A., Inc.
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